1946 **K** **File No.** O. Prisoners 46

Legal Dept-

A **BRANCH**

Subject:— Opinions under the

Prisoners Act 1900

CK/1/E)

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Gen. 194 a

478- A

Office of the R.L.A.

According to clause (e) of sub-section (1) of section 15 of the Prisoners Act, 1900, officers in charge of prisons outside the Presidency-towns may give effect to any sentence or order or warrant for the detention of any person passed or issued by any (other) Court or Tribunal in any Indian State, with the previous sanction of the Provincial Government in the case of each such sentence, order or warrant. This clause does not make it obligatory upon the Provincial Government concerned to accord its sanction in every such case. Therefore it would be open to Government to refuse to give its sanction for giving effect to a death sentence passed by a Court or tribunal in any Indian State.

Sd/-
19/11/46

Remembrancer of Legal Affairs.

U.R. to H.D., No.8234, dated the 20th November 1946.

RHB.
10.7